

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

IN THE MATTER OF THE FILING FOR)	ORDER APPROVING
APPROVAL OF AN ADDENDUM TO)	ADDENDUM TO
AGREEMENT REGARDING ASSIGNED)	AGREEMENT REGARDING
SERVICE AREA BETWEEN CODINGTON-)	ASSIGNED SERVICE AREA
CLARK ELECTRIC COOPERATIVE, INC. AND)	
THE CITY OF WATERTOWN, SOUTH DAKOTA)	EL07-025

On August 6, 2007, the Public Utilities Commission (Commission) received a request seeking Commission approval of an Addendum to Agreement Regarding Assigned Service Area between Codington-Clark Electric Cooperative, Inc. (Codington-Clark) and the City of Watertown (City). On August 5, 1998, the Commission approved an Agreement between Codington-Clark and the City regarding their assigned service area. The Agreement was for a three year term, which expired on July 23, 2001. The parties entered into an Addendum to that Agreement for the purpose of renewing the Agreement until July 23, 2004. Subsequently, the parties entered into another Addendum to that Agreement which renewed the Agreement until July 23, 2007. This filing is for approval of a new Addendum to Agreement Regarding Assigned Service Area providing for the extension of the agreement in perpetuity.

On October 23, 2007, at its regularly scheduled meeting, the Commission considered the request for approval of the Addendum to Agreement Regarding Assigned Service Area. Commission Staff recommended approval.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL 49-34A, specifically, 49-34A-4, 49-34A-42, and 49-34A-55. The Commission clarified that the Addendum to Agreement Regarding Assigned Service Area does not permit the parties to modify their service area territory without Commission approval. As the Commission's final decision in this matter, it is therefore

ORDERED, that the request seeking approval of the Addendum to Agreement Regarding Assigned Service Area between Codington-Clark and the City for an extension of the agreement in perpetuity is hereby approved.

Dated at Pierre, South Dakota, this 30th day of October, 2007.

CERTIFICATE OF SERVICE
The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, electronically.
By: <u>Melaine Kolbo</u>
Date: <u>10/31/07</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

Dustin M. Johnson
DUSTIN M. JOHNSON, Chairman *dk*

Gary Hanson
GARY HANSON, Commissioner

Steve Kolbeck
STEVE KOLBECK, Commissioner